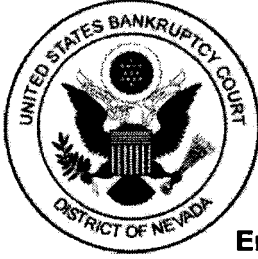


## EXHIBIT A



Entered on Docket  
August 07, 2009

A handwritten signature in black ink, appearing to read "L. B. Riegler".

Hon. Linda B. Riegler  
United States Bankruptcy Judge

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*Attorneys for USACM Liquidating Trust*

**UNITED STATES BANKRUPTCY COURT**  
**DISTRICT OF NEVADA**

In re:  
USA COMMERCIAL MORTGAGE COMPANY,  
USA CAPITAL REALTY ADVISORS, LLC,<sup>1</sup>  
USA CAPITAL DIVERSIFIED TRUST DEED  
FUND, LLC,  
USA CAPITAL FIRST TRUST DEED FUND, LLC,<sup>2</sup>  
USA SECURITIES, LLC,<sup>3</sup>  
Debtors.

**Affects:**  
☐ All Debtors  
☒ USA Commercial Mortgage Company  
☐ USA Capital Realty Advisors, LLC  
☐ USA Capital Diversified Trust Deed Fund, LLC  
☐ USA Capital First Trust Deed Fund, LLC  
☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR  
Case No. BK-S-06-10726-LBR<sup>1</sup>  
Case No. BK-S-06-10727-LBR  
Case No. BK-S-06-10728-LBR<sup>2</sup>  
Case No. BK-S-06-10729-LBR<sup>3</sup>

**CHAPTER 11**

Jointly Administered Under  
Case No. BK-S-06-10725 LBR

**STIPULATION AND ORDER  
PROVIDING FOR THE WITHDRAWAL  
OF TWELVE HORSES OF NORTH  
AMERICA, LLC'S PROOF OF CLAIM  
AND THE OBJECTION THERETO AND  
VACATING HEARING**

Hearing Date: August 21, 2009  
Hearing Time: 9:30 a.m.

<sup>1</sup> This bankruptcy case was closed on September 23, 2008.  
<sup>2</sup> This bankruptcy case was closed on October 12, 2007.  
<sup>3</sup> This bankruptcy case was closed on December 21, 2007.

1 The USACM Liquidating Trust ("USACM Trust"), by and through its attorneys, the law  
2 firm of Lewis And Roca LLP, and Twelve Horses North America, LLC ("THNA," and together  
3 with the USACM Trust, the "Parties"), *pro se*, hereby stipulate and agree as follows:

4 THNA filed proof of claim no. 10725-01173 (the "THNA Claim") in the bankruptcy case  
5 of USA Commercial Mortgage Company, case no. BK-S-10725-LBR.

6 The Objection Of USACM Liquidating Trust To Proof Of Claim Of Twelve Horses North  
7 America [DE 7219] (the "Objection") was filed with the Court on July 9, 2009, and is scheduled  
8 for hearing before this Court on August 21, 2009.

9 After receipt of the Objection, THNA and the USACM Trust conferred and have reached  
10 the following resolution of the THNA Claim and the Objection.

11 NOW, THEREFORE, the USACM Trust and THNA hereby stipulate and agree as  
12 follows:

- 13 1. The THNA Claim is hereby withdrawn;
- 14 2. The Objection is hereby withdrawn; and
- 15 3. The hearing on the Objection scheduled for August 21, 2009 may be vacated.

16 Respectfully submitted July 20, 2009

17 LEWIS AND ROCA LLP

18 TWELVE HORSES NORTH AMERICA,  
19 LLC

20 By: /s/ John Hinderaker  
21 Rob Charles  
22 John Hinderaker  
23 3993 Howard Hughes Parkway, Suite 600  
24 Las Vegas, Nevada 89169  
25 Attorney for USACM Liquidating Trust

20 By: DAVID LaPlante  
21 David LaPlante

22 Its: Manager

23 ...

24 ...



**ORDER**

**IT IS SO ORDERED.**

PREPARED AND SUBMITTED

LEWIS AND ROCA LLP

By: /s/ John Hinderaker

Rob Charles

John Hinderaker

3993 Howard Hughes Parkway, Suite 600

Las Vegas, Nevada 89169

Attorney for USACM Liquidating Trust

APPROVED AS TO FORM:

TWELVE HORSES NORTH AMERICA, LLC

By: 

David LaPlante

Its: Manager

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